

S.R. 59 - By Brown: Recognizing the Houston Lighting and Power Company for its unique and important contribution to our environment through research.

ADJOURNMENT

On motion of Senator Parmer, the Senate at 1:33 p.m. adjourned, in memory of Reverend Ralph David Abernathy, until 3:00 p.m. Monday, April 23, 1990.

Filed Without Signature of Governor

(April 17, 1990)

H.C.R. 31

Signed by Governor

(April 18, 1990)

H.C.R. 10

H.C.R. 25

H.C.R. 15

(April 19, 1990)

H.C.R. 35

H.C.R. 30

H.C.R. 18

H.C.R. 20

FIFTH DAY

(Monday, April 23, 1990)

The Senate met at 3:00 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Caperton, Carriker, Dickson, Edwards, Ellis, Glasgow, Green, Haley, Harris, Henderson, Johnson, Krier, Leedom, Lyon, McFarland, Montford, Parker, Parmer, Ratliff, Sims, Tejeda, Truan, Whitmire, Zaffirini.

Absent-excused: Brown, Santiesteban, Uribe.

A quorum was announced present.

(Senator Ratliff in Chair)

Senate Doorkeeper Jim Morris offered the invocation as follows:

Almighty Father, we are reminded this afternoon this special Called Session of the 71st Legislature is approaching its final hours and much is yet to be resolved. We pray that the members will not be discouraged, but will continue to work toward an acceptable agreement that will meet the educational requirements and may Your will, not ours, be done. In Your name we pray. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of Thursday, April 19, 1990, was dispensed with and the Journal was approved.

LEAVES OF ABSENCE

Senator Santiesteban was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Brown was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Uribe was granted leave of absence for today on account of important business on motion of Senator Brooks.

REPORTS OF STANDING COMMITTEES

Senator Truan, Acting Chairman, submitted the following report for the Committee on Health and Human Services:

S.C.R. 16

Senator Brooks submitted the following report for the Committee on Health and Human Services:

C.S.S.C.R. 1

Senator Caperton submitted the following report for the Committee on Finance:

H.B. 150

H.B. 137

H.B. 131

H.B. 91

C.S.S.B. 67

Senator Sims submitted the following report for the Committee on Administration:

S.B. 69

S.B. 58

S.B. 43

S.B. 7

S.B. 4

MESSAGE FROM THE HOUSE

House Chamber
April 23, 1990

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 40, Designating May 14-18, 1990, as Transportation Week in Texas.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

SENATE BILLS ON FIRST READING

The following bills were introduced, read first time and referred to the Committee indicated:

S.B. 79 by Carriker Finance
Relating to the salary of the executive director of the Texas Department on Aging.

S.B. 80 by Barrientos Education
Relating to a student health services building fee at the University of Texas at Austin.

- S.B. 81** by McFarland Jurisprudence
Relating to indemnity provisions in certain mineral agreements.
- S.B. 82** by McFarland Economic Development
Relating to the allocation and reservation system for private activity bonds.
- S.B. 83** by McFarland Jurisprudence
Relating to municipal courts of record in Arlington.
- S.B. 84** by Caperton Finance
Relating to debt service on certain state bonds.
- S.B. 85** by Johnson, Krier Education
Relating to establishing the Texas partnership and scholarship program.
- S.B. 86** by Parmer State Affairs
Relating to disability benefits for certain retirees of the Teacher Retirement System of Texas.
- S.B. 87** by McFarland Finance
Relating to authorizing a religious organization to file a late application for an exemption from ad valorem taxation.
- S.B. 88** by Dickson Education
Relating to courses offered by branch campuses of junior colleges located in certain counties.

CAPITOL PHYSICIAN

Senator Montford was recognized and presented Dr. Clark Johnson of Lubbock.

The Senate welcomed Dr. Johnson, a participant in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians, and expressed appreciation for his contributions today.

(President in Chair)

SENATE CONCURRENT RESOLUTION 18.

Senator Leedom offered the following resolution:

S.C.R. 18, Directing that a suitable portrait of Governor W. P. Clements, Jr., 43rd Governor of the State of Texas, be placed in the rotunda of the Texas Capitol.

The resolution was read.

On motion of Senator Leedom and by unanimous consent, the resolution was considered immediately and was adopted viva voce vote.

RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate the following enrolled resolutions:

H.C.R. 22
H.C.R. 23
H.C.R. 24

SESSION TO CONSIDER EXECUTIVE APPOINTMENTS

The President announced the time had arrived to consider the Executive appointments to agencies, boards and commissions. Notice of submission of these names for consideration was given Wednesday, April 18, 1990, by Senator Harris.

Senator Edwards moved confirmation of the nominees reported on April 18, 1990, by the Committee on Nominations.

The President asked if there were requests to sever nominees.

There were no requests offered.

NOMINEES CONFIRMED

The following nominees as reported by the Committee on Nominations were confirmed by the following vote: Yeas 28, Nays 0.

Absent-excused: Brown, Santiesteban, Uribe.

Member, College Opportunity Act Committee: JOHN WALTON CRADDOCK, JR., Harris County.

Member, Board of Private Investigators and Private Security Agencies: MS. JESS ANN ESTILL THOMASON, Midland County.

Member, Home Health Services Advisory Council: MRS. JOYCE NICHOLSON SNEAD, El Paso County.

Members, State Pension Review Board: BOB HUGHEY, Dallas County; NORMAN WILTON PARRISH, Montgomery County; CRAIG M. STANFILL, El Paso County.

Member, Board of Directors, State Bar of Texas: EDUARDO AGUIRRE, Harris County.

Member, Texas Guaranteed Student Loan Corporation: MS. CHRISTI L. CRADDICK, Midland County.

Justice of the Thirteenth Court of Appeals: WILLIAM H. KEYS, Nueces County.

Member, Fire Department Emergency Board: CHIEF HOWARD BAUGHMAN, Val Verde County.

Member, Board of Trustees, Fire Fighters' Relief and Retirement Fund: ROBERT J. RICE, Randall County.

Member, Department of Information Resources Council: HARRY H. RICHARDSON, Bexar County.

Member, Board of Plumbing Examiners: PHILLIP A. LORD, Harris County.

Members, Board of Trustees, Texas Municipal Retirement System: RONALD EVERETT COX, Rusk County; STEPHEN W. McCULLOUGH, Dallas County; JOHN QUENTIN WARD, Randall County.

Member, Texas Board of Land Surveying: ROBERT J. PREJEAN, Colorado County.

Branch Pilots for the Ports of the Brazos River Harbor Navigation District: CAPTAIN JOHN W. BURNS, Brazoria County; CAPTAIN KENNETH A. GONZALES, Brazoria County; CAPTAIN ALVIN A. MILLER, Brazoria County.

Branch Pilot for the Brazos Santiago Pass, Bar and Tributaries: CAPTAIN NEWTON R. PROHASKA, Cameron County.

Branch Pilots for the Galveston Bar and the Houston Ship Channel: CAPTAIN RICHARD H. FISHER, Galveston County; CAPTAIN HAROLD L. LYDICK, JR., Harris County; CAPTAIN RICHARD D. MOORE, Fort Bend County; CAPTAIN RICHARD C. SCHULTHEIS, Galveston County; CAPTAIN DAVID A. SMITH, Harris County; CAPTAIN MONTE B. WARREN, Galveston County.

Members, Pilot Commission for the Sabine Bar, Pass and Tributaries: MRS. PATTY CANTELLA NEILD, Jefferson County; DR. CHARLES PAUL TURCO, Jefferson County.

SENATE CONCURRENT RESOLUTION 16 ON SECOND READING

On motion of Senator Brooks and by unanimous consent, the regular order of business and Senate Rule 7.13 were suspended to take up for consideration at this time on its second reading:

S.C.R. 16, Declaring the intent of the 71st Legislature, Regular Session, 1989, concerning the Omnibus Health Care Rescue Act (**H.B. 18**).

The resolution was read second time and was adopted viva voce vote.

MEMORIAL RESOLUTIONS

S.C.R. 17 - By Montford: In memory of Dr. James W. "Bill" Kitchen, Honorary Chairman in Perpetuity of the Department of Park Administration, Texas Tech University.

S.R. 62 - By Bivins: In memory of Mack Hicks of Levelland.

S.R. 66 - By Parmer: In memory of James "Pappy" Clemons of Fort Worth.

CONGRATULATORY RESOLUTIONS

H.C.R. 40 - (Leedom): Designating May 14-18, 1990, as Transportation Week in Texas.

S.R. 60 - By Parker: Extending congratulations to Hull-Daisetta Elementary School for winning its seventh consecutive district University Interscholastic League literary title.

S.R. 61 - By Parker: Extending congratulations to Hull-Daisetta Junior School for winning the district University Interscholastic League literary title for 1990.

S.R. 63 - By Brown: Extending congratulations to Mr. and Mrs. Bill Dequeant on their 60th wedding anniversary.

S.R. 64 - By Brown: Extending congratulations to Alvin High School Band for a job well done.

S.R. 65 - By Parmer: Proclaiming April 28, 1990, as Clayton Child Care Day in Texas.

S.R. 67 - By Carriker: Commending Donnell Brown for the outstanding leadership he has provided the National Future Farmers of America organization in 1989 and will continue to provide in 1990.

S.R. 68 - By Parker: Extending congratulations to artist G. Harvey of Fredericksburg on his selection as a finalist in the Texas State Artist Competition.

S.R. 69 - By Parker: Extending congratulations to George Boutwell of Clifton on his selection as a finalist in the Texas State Artist Competition.

S.R. 70 - By Parker: Extending congratulations to Letitia Ramsey Stine of Henrietta on her selection as a finalist in the Texas State Artist Competition.

S.R. 71 - By Parker: Extending congratulations to Mondel Rogers on his selection as a finalist in the Texas State Artist Competition.

S.R. 72 - By Parker: Extending congratulations to C. W. Dykes on his selection as a finalist in the Texas State Artist Competition.

S.R. 73 - By Parker: Extending congratulations to Ronnie Wells of Cleveland on being selected as a finalist in the competition for Texas State Artist.

S.R. 74 - By Parker: Extending congratulations to C. B. Mahaney on being selected as a finalist in the competition for Texas State Artist.

S.R. 75 - By Parker: Extending congratulations to Pamela Gilbreth Watkins on being selected as a finalist in the competition for Texas State Artist.

S.R. 76 - By Parker: Extending congratulations to David W. Cunyus on being selected as a finalist in the competition for Texas State Artist.

S.R. 77 - By Parker: Extending congratulations to W. C. Richardson III on his recent selection as one of the finalists in the Official Texas State Artist Competition.

S.R. 78 - By Parker: Extending congratulations to B. R. Greene of Balch Springs on being selected as a finalist in the competition for Texas State Artist.

S.R. 79 - By Parker: Extending congratulations to Tom Moss of Conroe on being named a finalist in the Texas State Artist Competition.

ADJOURNMENT

On motion of Senator Brooks, the Senate at 3:25 p.m. adjourned until 10:00 a.m. tomorrow.

APPENDIX

Sent to Governor
(April 23, 1990)

S.C.R. 5

S.C.R. 7

S.C.R. 11

S.C.R. 12

S.C.R. 15